

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

JONATHAN GERSTEMEIER	:	CIVIL ACTION
	:	
v.	:	No. 17-1838
	:	
ATTORNEY GENERAL JOSH	:	
SUPERIOR, et al.	:	

ORDER

AND NOW, this 22nd day of May, 2017, upon careful and independent consideration of Petitioner Jonathan Gerstemeier's pro se Petition for Writ of Habeas Corpus pursuant to 28 U.S.C. § 2241, and upon de novo review of the Report and Recommendation of United States Magistrate Judge David R. Strawbridge, to which no objections have been filed,¹ it is ORDERED:

1. The Report and Recommendation (Document 3) is APPROVED and ADOPTED;
2. Gerstemeier's petition for writ of habeas corpus (Document 1) is DISMISSED WITHOUT PREJUDICE;
3. A certificate of appealability shall not issue, as Gerstemeier has failed to show that jurists of reason would find it debatable whether the procedural and substantive rulings adopted herein are correct; and
4. The Clerk of Court is directed to mark this case CLOSED.

BY THE COURT:

/s/ Juan R. Sánchez
Juan R. Sánchez, J.

¹ The Report and Recommendation was sent to all parties of record on May 2, 2017, together with a Notice from the Clerk of Court advising the parties of their obligation to file any objections within 14 days after service of the Notice. See Local R. Civ. P. 72.1 IV(b) ("Any party may object to a magistrate judge's proposed findings, recommendations or report under 28 U.S.C. § 636(b)(1)(B), and subsections 1(c) and (d) of this Rule within fourteen (14) days after being served with a copy thereof."). As of today's date, no objections have been filed.

